Case: 11-40601 Document: 7 Filed: 05/31/11 Page 1 of 5 B1 (Official Form 1) (4/10) VOLUNTARY PETITION Name of Debtor (if individual, enter Last, First, Middle): EB Capital Management LLC Name of Joint Debtor (Spouse) (Last, First, Middle): All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): (if more than one, state all): 27-1689761 Street Address of Debtor (No. and Street, City, and State): Street Address of Joint Debtor (No. and Street, City, and State): 26907 Baker Park Place Sioux Falls, SD ZIP CODE **57108** ZIP CODE County of Residence or of the Principal Place of Business: New York County County of Residence or of the Principal Place of Business: Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): 26907 Baker Park Place, Sioux Falls, SD ZIP CODE **57108** Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box.) the Petition is Filed (Check one box.) (Check one box.) Health Care Business Chapter 7 Chapter 15 Petition for Individual (includes Joint Debtors) Single Asset Real Estate as defined in Chapter 9 Recognition of a Foreign Main Proceeding Chapter 11 See Exhibit D on page 2 of this form. 11 U.S.C. § 101(51B) Corporation (includes LLC and LLP) Railroad Chapter 12 Chapter 15 Petition for Partnership Stockbroker Chapter 13 Recognition of a Foreign Other (If debtor is not one of the above entities, Commodity Broker Nonmain Proceeding check this box and state type of entity below.) Clearing Bank Other Nature of Debts Consulting (Check one box.) Tax-Exempt Entity (Check box, if applicable.) ☐ Debts are primarily consumer **✓** Debts are primarily debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization under Title 26 of the United States individual primarily for a personal, family, or house-Code (the Internal Revenue Code). hold purpose." **Chapter 11 Debtors** Filing Fee (Check one box.) Check one box: Full Filing Fee attached. Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is Check if: unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment Filing Fee waiver requested (applicable to chapter 7 individuals only). Must on 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes: A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. **√** Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors **√** П 1-49 50-99 100-199 200-999 1.000-5.001-10,001-25,001-50.001-Over 5,000 10,000 25,000 50,000 100,000 100,000 Estimated Assets \mathbf{V} \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than \$50,000 \$500,000 to \$10 to \$50 to \$100 to \$500 to \$1 billion \$1 billion \$100,000 to \$1 million million million million million **Estimated Liabilities** \Box \Box \$500,001 \$1,000,001 \$50,001 to \$100,001 to \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than \$0 to \$50,000 \$100,000 \$500,000 to \$1 to \$10 to \$50 to \$100 to \$500 to \$1 billion \$1 billion

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B1 (Official Form	1) (4/10) Case. 11-40001 Document. 1	Tiled. 03/31/11 Fage 2 0	Page 2	
Voluntary Pe	etition	Name of Debtor(s):		
(This page must b	be completed and filed in every case.)	EB Capital Management LLC		
Lagation	All Prior Bankruptcy Cases Filed Within Last 8 Y	Years (If more than two, attach additional shee Case Number:	t.) Date Filed:	
Location Where Filed:	lone	Case Number:	Date Filed:	
Location		Case Number:	Date Filed:	
Where Filed:				
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet.) Name of Debtor: Case Number: Date Filed:				
Name of Debtor:	None	Case Number:	Date Filed:	
District:		Relationship:	Judge:	
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).		
Exhibit A	is attached and made a part of this petition.	Signature of Attorney for Debtor(s)	(Date)	
		Signature of Attorney for Debtor(s)	(Date)	
	Exhibit	C		
Door the debter o	ary on have managing of any managing that manage on it allowed to make	throat of imminant and identificable house to my	iblic health on anfatry?	
Does the debtor (own or have possession of any property that poses or is alleged to pose a	threat of imminent and identifiable fiarm to pu	ione health of safety?	
Yes, and Exhibit C is attached and made a part of this petition.				
✓ No.				
110.				
Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition:				
Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.				
Information Regarding the Debtor - Venue				
₫	(Check any applicable box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.			
	There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
	Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.)				
	Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)			
		(Name of landlord that obtained judgment)		
	(Address of landlord)			
	Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and			
	Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.			
	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

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	(Official Politi) 1 (4/10)	rage 3		
Voluntary Petition (This page must be completed and filed in every case.)		Name of Debtor(s): EB Capital Management LLC		
Signatures				
	Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative		
I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I		I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. (Check only one box.) I request relief in accordance with chapter 15 of title 11, United States Code.		
have obtained and read the notice required by 11 U.S.C. § 342(b).		Certified copies of the documents required by 11 U.S.C. § 1515 are attached.		
I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.		Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.		
X	Signature of Debtor	X (Signature of Foreign Representative)		
X	Signature of Joint Debtor	(Printed Name of Foreign Representative)		
	Telephone Number (if not represented by attorney)	Date		
	Date			
	Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer		
X	/s/ Robert Mahler Signature of Attorney for Debtor(s) Robert Mahler	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information		
	Printed Name of Attorney for Debtor(s) Robert Mahler	required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a		
	Firm Name	maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.		
	Address	0.114.11.10.11.17.10.41.114.114.11		
	Telephone Number 05/31/2011	Printed Name and title, if any, of Bankruptcy Petition Preparer		
	Date	Social-Security number (If the bankruptcy petition preparer is not an		
*In a case in which \S 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.		individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)		
	Signature of Debtor (Corporation/Partnership)			
I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.		Address X		
The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.		Date		
X /s/ Ronald Goldberg		Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.		
	Signature of Authorized Individual Ronald Goldberg			
	Printed Name of Authorized Individual President	Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.		
	Title of Authorized Individual 05/31/2011	maryadar.		
	Date	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.		
		A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.		

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Dennis and Susan Yungwirth

47070 104 Street, #300

Sioux Falls, SD 57108

GNR Construction

Attn: Nolan Whiting

4312 N. Ohio Avenue

Sioux Falls, SD 57107

Northern Rental Corp DBA Aaron's

Attn: Steve Willis

3538 S. Western Avenue

Sioux Falls, SD 57105

Registered Agents, Ltd

1220 N. Market Street, 808

Wilmington, DE 19801

Qwest Communications

Business Services

P.O. Box 52187

Phoenix, AZ 85072-2187

Federal Express

P.O. Box 94515

Palatine, IL 60094-4515

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Southeastern Electric Cooperative, Inc.

P.O. Box 105

Alcester, SD 57001-0105